

VACATION

Declaratory

~~Improvement~~ Res. No. 933-1956

Which provides for the vacation  
of the alley between Barr Street  
and Lafayette Street from the  
north property line of Columbia  
Street to the north property line  
of Lots 10 and 11, County  
Addition, a distance of 110 ft.

Resolution Adopted:

March 29, 1956

Confirmed:

April 26, 1956

Bids Received:

Contract Awarded:

Contract and Bond:

Contractor:

Reported Completed:

Assessment Roll Comfirmed:

June 7, 1956

For the Vacation ~~Opening~~ ~~Condemnation of right of way for utility purposes~~ of the alley between Barr Street and Lafayette Street from the north property line of Columbia Street to the north property line of Lots 10 and 11, County Addition, a distance of 110 feet.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate the alley between Barr Street and Lafayette Street from the north property line of Columbia Street to the north property line of Lots 10 and 11, County Addition, a distance of 110 feet.

All as shown by a plan of such proposed ~~Opening~~ Vacation ~~Condemnation of right of way for utility purposes~~ as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana

The cost of said Vacation ~~Opening~~ ~~Condemnation of right of way for utility purposes~~ shall be assessed against the property beneficially affected thereby.

The property which may be injuriously or beneficially affected by such Vacation ~~Opening~~ ~~Condemnation of right of way for utility purposes~~ is described as follows: Lots 10 and 11, County Addition. Said addition inclusive to the City of Fort Wayne, Indiana. Also the New York, Chicago and St. Louis Railroad right-of-way. X

~~All lots and lands~~

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5)% per annum. Under no circumstances shall the City of Fort Wayne, Indiana be or be held responsible for any sum or sums due from the said property owner or owners, or for the payment of any bond or bonds, except for such moneys as shall have been actually received by the City from the assessments for such property damages as said City is by above entitled act required to pay. All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplemental thereof.

The vacation of the above described ~~Street and alleys~~ shall be subject to an easement for the use of the City of Fort Wayne, Indiana, and other public utilities for the construction and maintenance of sewers, water mains, gas mains, electric pole lines and conduits, telephone and telegraph pole lines and conduits.

All Streets, lots and lands affected by the above described vacation are situated in the southeast quarter of Section Two, Township 30 north, Range 12 east and lie wholly within the corporate limits of the City of Fort Wayne, Indiana.

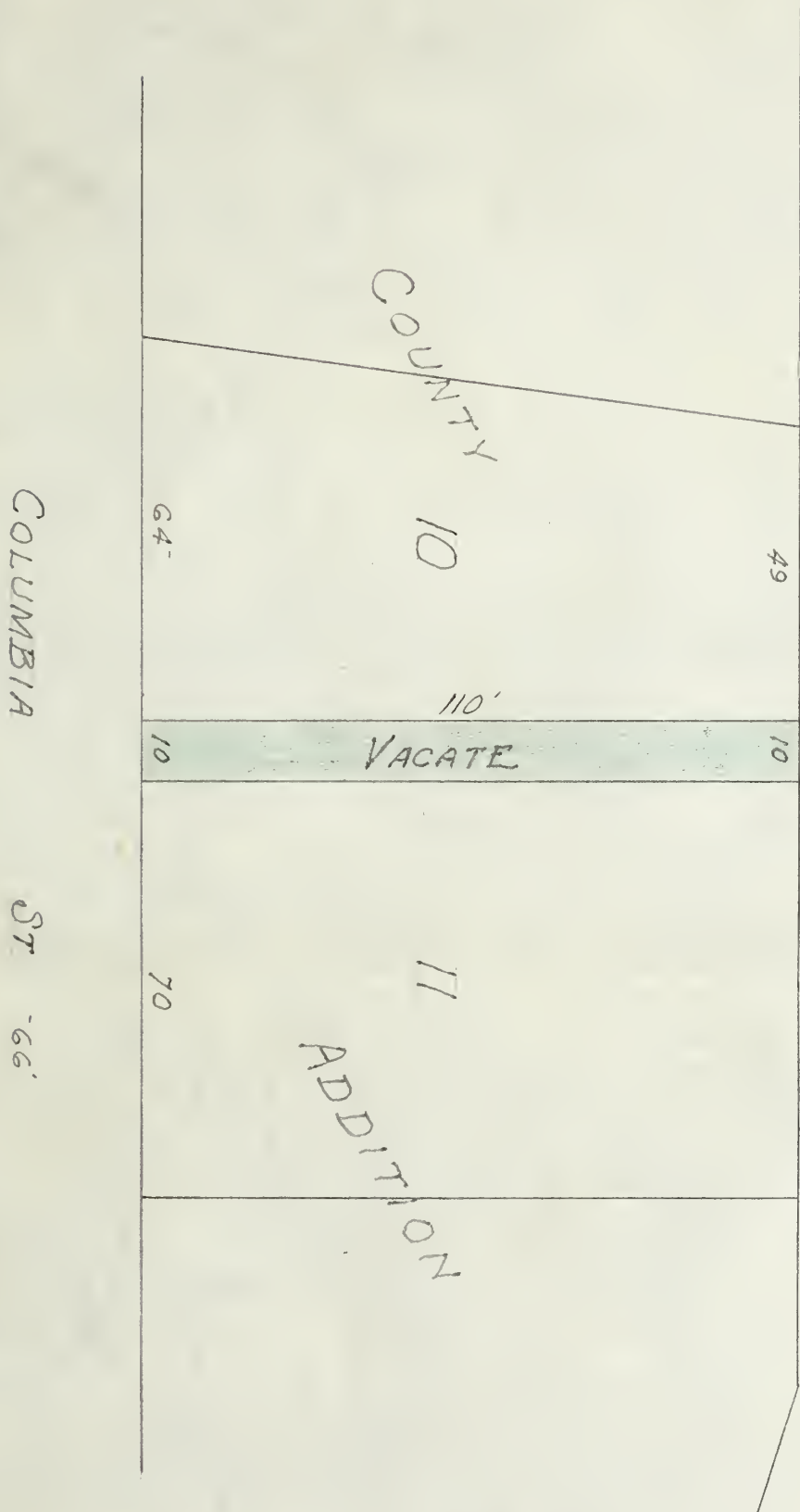
ADOPTED THIS 29th. DAY OF March, 19 56

Attest: J. B. Hallitt  
Secretary Board of Public Works.

John M. Darling  
Board of Public Works.

NEW YORK CHICAGO AND ST. LOUIS D.D.

BARR ST.



City of Fort Wayne  
Indiana



OFFICE OF  
BOARD OF PUBLIC WORKS

FORT WAYNE, INDIANA

Jan. 19, 1956

Mr. R. Y. Adams,  
Planning Director  
505 Standard Building  
Fort Wayne, Indiana

Dear Sir:

We are referring to you for investigation and report the vacation of the alley between Barr Street and Lafayette Street from the New York, Chicago & St. Louis right-of-way to the north property line of Columbia Street.

Yours truly,

*J. L. Hallett*  
J. L. Hallett, Secretary  
BOARD OF PUBLIC WORKS

JLH:m  
Enc.



*Revised to 1st Time.*

# City of Fort Wayne



OFFICE OF  
CITY PLAN COMMISSION

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FORT WAYNE 2, INDIANA

January 25, 1956

Board of Public Works  
City Hall  
Fort Wayne, Indiana

ATT: J. Luther Hallett

Gentlemen:

An investigation of the petition to vacate the alley between Barr Street and Lafayette Street from the New York, Chicago and St. Louis right-of-way to the north property line of Columbia Street has been made and the following is suggested:

1. That the word vacationing be changed to the word vacating.
2. That the description of the alley be made more specific by amending it to read as follows:

{ The north-south alley between Lots #10 and #11, County Addition, extending from the north line of the right-of-way of Columbia Street north to the south line of the right-of-way of the New York, Chicago and St. Louis Railroad.

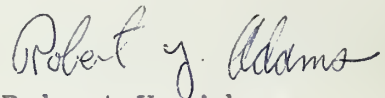
3. Technically the alley as platted and now existing dead ends at the north line of the lots that it abuts, although from a practical standpoint it has served as a means of ingress and egress from the railroad right-of-way which has been used as an alley. This portion of the right-of-way does not now have access to Lafayette Street but does have access to Barr Street. It could be argued that the alley provides for needed alley circulation,

however from a legal standpoint and also from a practical application standpoint (because of existing use of all lots affected) it is not in our opinion absolutely essential.

In view of the above we have no specific objections to the proposed vacation, subject to such utility easements as may be necessary.

Respectfully submitted,

CITY PLAN COMMISSION

A handwritten signature in cursive script that reads "Robert Y. Adams".

Robert Y. Adams  
Planning Director

RYA/mw

# ROBINSON TRACTOR CO., INC.

FARMALL TRACTORS - McCORMICK FARM MACHINERY  
BOLENS GARDEN TRACTORS - NEW IDEA FARM EQUIPMENT

★ 323-325 E. COLUMBIA ST. PHONE A-8441 FORT WAYNE 2, INDIANA

Jan. 16, 1956

Board of Public Works  
Fort Wayne, Ind.

Gentlemen:

The Weil Realty Corporation owns the vacant lot at 319-321 East Columbia St. as well as lot and building at 323-325 East Columbia St. The attached Petition for vacationing the alley between these two properties has been properly signed by E. Reiff, Secretary-Treasurer of that Corporation


This alley dead-ends at the railroad and has no outlet in any direction at that end.

We have leased both properties continuously since 1944 and plan to stay here for many more years.

Due to the fact we have had numerous thefts and destruction of equipment stored on the open lot (319-321) we are planning on having an industrial type fence erected across the lot and alley at the front and rear. The lot is a loafing area at night and week-ends for characters from the Mission and we are desirous of eliminating this situation. The area could be kept free of bottles and personal waste by fencing it off as outlined.

Your favorable consideration of the request for vacationing of this alley will be greatly appreciated.

Very truly yours,

  
D. D. Robinson





# P E T I T I O N

Fort Wayne, Ind., Jan. 16, 1956

To the Board of Public Works of the City of Fort Wayne:

Gentlemen:

The undersigned, owners of real

estate on Columbia St., from

319 E. Columbia to 325 E. Columbia

respectfully petition for the passage of a resolution providing for the vacation of the alley between Barr and Lafayette from the New York, Chicago & St. Louis right-of-way to the north property line of Columbia Street.

NAME

ADDRESS

PETITIONER

Weir Realty Corp 324 E Columbia  
By E Reiff Secretary

VACATION

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**Petition for Passage.**

of a Resolution for.

See description below.

~~the vacation of the alley  
between Barr Street and  
Lafayette Street from the New  
York, Chicago & St. Louis  
right-of-way to the north prop-  
erty line of Columbia St.~~

~~Description "Modified" to  
read as follows:~~

To vacate the north-south alley  
between Lots 10 and 11, County  
Add., extending from the north  
~~line of the right-of-way of Columbia~~  
St. north to the south line of the  
right-of-way of the New York, Chicago  
to and St. Louis Railroad.

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Filed with the Board of Public Works

Re: R. Y. Adams - 1/19/56

Plans Ordered: Jan. 26, 1956

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